

ORIGINAL

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION

WASHINGTON, D.C. 20554

In The Matter of:) MM Docket No:
)
Amendment of Section 73.606(B),) RM
Table of Allotments, Television Broadcast)
Stations.)
Wausaukee, Wisconsin)

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

PETITION FOR RULEMAKING

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Lyle Robert Evans d/b/a Wausaukee Television Company hereby Petitions the Federal Communications Commission in Washington, D.C., to amend the television Table of Allotments, Section 73.606(b) of the Commission's Rules and Regulations in the following manner:

<u>Community</u>	<u>Existing</u>	<u>Proposed</u>
Wausaukee, WI	None	Channel 48

In support of this PETITION FOR RULEMAKING to allot Television Channel 48 to Wausaukee, Wisconsin, Wausaukee Television Company, the Petitioner, respectfully submits the Engineering Statement prepared by Lyle Robert Evans, Technical Consultant, attached hereto as Appendix 1.

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Inasmuch as Wausaukee Wisconsin and Marinette County Wisconsin, residents shall be provided a first local television transmission service, Wausaukee Television Company, the Petitioner, concludes its Proposed Rulemaking in the Public Interest.

The requested allotment petitioned Wausaukee Television Company shall provide residents of Wausaukee and Marinette county with a vehicle for local visual self expression, truly in the public interest, convenience and necessity.

Wausaukee, Wisconsin (population 656), in Marinette County (population 40,598), per the 1990 Census, is an incorporated Village. The allotment of UHF Television Channel 48 to Wausaukee, Wisconsin, is in full accord with Commission rules and Regulations, and Assignment policy.

If the Commission goes forward to Amend 47 Code of Federal Regulations §73.606(b), to allot UHF Television Channel 48 to Wausaukee, Wisconsin, as Petitioned, Wausaukee Television Company shall immediately file an Application for Construction Permit for Commercial Broadcast Station (FCC Form 301), to activate UHF Television Channel 48, as allotted.

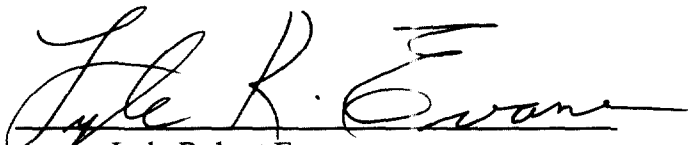
Upon a Commission "Grant" of such a Form 301 Application, Wausaukee Television Company shall promptly construct and subsequently license the permitted facility.

In accord with 47 Code of Federal Regulations §1.52, I, Lyle R. Evans d/b/a Wausaukee Television Company, hereby certify that I have read this entire document, that to the best of my knowledge, information and belief it is true and correct, that there is good ground to support it, and that it is not interposed for delay.

Respectfully submitted,

WAUSAUKEE TELEVISION COMPANY

July 25, 1996



Lyle Robert Evans

Lyle Robert Evans d/b/a
Wausaukee Television Company
1296 Marian Lane
Green Bay, WI 54304
(414) 687-0722

Rulemaking Petition; Concluded

DISTRICT OF COLUMBIA)

CITY OF WASHINGTON)

LYLE ROBERT EVANS, BEING FIRST DULY SWORN STATES:

THAT HE IS A ELECTRONIC COMMUNICATIONS TECHNICAL CONSULTANT
WITH OFFICES AT 1750 FREEDOM ROAD, LITTLE CHUTE, WISCONSIN,
54140;

THAT HIS QUALIFICATIONS AS AN EXPERT IN ELECTRONIC
COMMUNICATIONS ENGINEERING ARE A MATTER OF RECORD WITH THE
FEDERAL COMMUNICATIONS COMMISSION IN WASHINGTON, D.C.;


THAT HE HAS PREPARED NUMEROUS AM, FM, MICROWAVE RADIO,
TELEVISION AND TRANSLATOR APPLICATIONS WHICH HAVE BEEN
PROCESSED TO GRANT BY THE FEDERAL COMMUNICATIONS COMMISSION;

THAT THE FOREGOING TECHNICAL REPORT WAS PREPARED BY HIM, AND
ALL CALCULATIONS AND/OR MEASUREMENTS AND EXHIBITS IN THE
ACCOMPANYING REPORT WERE MADE BY HIM PERSONALLY OR UNDER
HIS DIRECTION, AND THAT ALL FACTS CONTAINED HEREIN ARE TRUE OF
HIS PERSONAL KNOWLEDGE OR BELIEF, AND ON SUCH STATEMENTS
MADE ON BELIEF, THEY ARE BELIEVED TO BE TRUE AND CORRECT.



LYLE ROBERT EVANS, AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 25TH DAY OF JULY, 1996



NOTARY PUBLIC

DATE OF COMMISSION EXPIRATION:
RICKY A. PURSLEY
NOTARY PUBLIC, DISTRICT OF COLUMBIA
My Commission Expires November 14, 1996

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ENGINEERING STATEMENT

This Engineering Statement concerns the above captioned Petition for Rulemaking, to which this Statement is Appendix 1.

Wausaukee Television Company, the Petitioner, retained the services of Lyle Robert Evans, technical consultant, to conduct engineering studies and prepare necessary Statements and Attachments to support the Petition for Rulemaking of Wausaukee Television Company to amend 47 Code of Federal Regulations §73.606(b), Table of Allotments, Television Broadcast Stations, to allot UHF Television Channel 48 to the Village of Wausaukee, Wisconsin, as that community's first television transmission services.

The Village of Wausaukee, Wisconsin, reference Geographic Coordinates, specified in the National Atlas of the United States of America, published by the United States Department of the Interior Geological Survey, are: 45° - 22' - 30" North Latitude, 87° - 57' - 00" West Longitude.

Allotment of Television Channel 48 to Wausaukee, Wisconsin, does not fall under restrictions defined by an ORDER in RM-5811, dated July 16, 1987, by which the Commission imposed a temporary "Freeze" in certain metropolitan areas.

Attachment "E-A" to this Statement sets forth the five closest major cities defined in RM-5811, with their reference coordinates and required co-channel separation distance, and actual distance, in kilometers, with bearing in degrees True, from the Village of Wausaukee, Wisconsin, Reference Coordinates. This Attachment evidences allotment of Television Channel 48 to Wausaukee does not fall under any restrictions defined by the Commission ORDER in RM-5811.

Attachment "E-B" to this Statement, a Television Channel 48 Distance Separation Study, with the Village of Wausaukee, Wisconsin, Reference Geographic Coordinates as base, displays the allotment of Television Channel 48 to Wausaukee, Wisconsin, in complete compliance with all applicable minimum distance separation requirements.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lyle R. Evans", written over a horizontal line.

Lyle Robert Evans
Technical Consultant to:
Wausaukee Television Company

July 25, 1996

Lyle Robert Evans
Technical Consultant
Pacer Technical Service, Inc.
1750 Freedom Road
Little Chute, Wisconsin 54140
(414) 687-0722

ATTACHMENT E-A

PAGE 1 OF 1

TELEVISION CHANNEL 48 DISTANCE SEPERATION STUDY

LOCATION: WAUSAUKEE, WISCONSIN
SERVICE: COMMERCIAL TELEVISION
CHANNEL: 48
FREQUENCY: 674.0 - 680.0
ZONE: II
CLASS: FULL POWER
COORDINATES: 45°-22'-30" N.L., 87°-57'-00" W.L. (CITY REFERENCE COORDINATES)
PETITIONER: WAUSAUKEE TELEVISION COMPANY
DATE: JULY 25, 1996

CITY STATE	CHAN ZONE	LATITUDE LONGITUDE	BEAR. (DEG.)	DIST. (KM.)	REQ. (KM.)
MILWAUKEE WI	I	43-02-19 87-54-15	179.2	259.57 10.97	248.6 CLEAR
CHICAGO IL	I	41-52-28 87-38-22	176.3	389.64 141.04	248.6 CLEAR
SAINT PAUL MN	II	44-56-50 93-05-11	263.3	406.34 125.54	280.8 CLEAR
MINNEAPOLIS MN	II	44-58-57 93-15-43	264.0	419.48 138.68	280.8 CLEAR
DETROIT MI	I	42-19-48 83-02-57	130.7	519.11 270.51	248.6 CLEAR

-----END TV CHANNEL 48 STUDY-----

NOTE: The proposed Allotment of UHF Television Channel 48 to Wausaukee, Wisconsin, at the geographic coordinates set forth above does not fall under any restrictions defined in an FCC "ORDER" in RM-5811, released July 16, 1987.

ENGINEERING STATEMENT, ATTACHMENT E-A; CONCLUDED.

07-25-1996

LYLE EVANS - CONSULTANT

CH# 48 (Primary)

INTERFERENCE CHECKS WITH NEW(TV WAUSAUKEE

AT N. LAT. 45 22 30 W. LNG. 87 57 0

ZONE = 2

PWR = 5000 K.W.

H.A.A.T = 609.6 M

CH# CITY	CALL	ZONE	TYPE STATE	REQUIRED LICENSEE	CLEAR	BEARING <---	DISTANCE	LAT. LNG.	PWR(KW) MAX HAAT	INT. FILE #	PRO.
33- WAUSAU	AL112	2	CAL WI	A 119.9	19.9	250.7 70.7	139.80 km 86.87 Mi	44 57 30 89 37 40	5000.00 600.0M	---	106.57
34Z EAGLE RIVER TIVE 07-25-94	AL969	2	CAL WI	NA 95.7 EAGLE RIVER TELEVISION COM	21.8	300.8 120.8	117.54 km 73.04 Mi	45 55 0 89 14 42	5000.00 600.0M	---	106.57
34Z EAGLE RIVER	AP970	2	CAP WI	DYV 95.7 NORTHWOODS EDUC'L TELEVISI	15.0	293.7 113.7	110.69 km 68.78 Mi	45 46 30 89 14 55	2000.00 333.0M	---	77.81 BPCT950912KE HAMSL = 828 M
44+ GREEN BAY TIVE 8-6-84	AL992	2	CAL WI	A 31.4	64.5	182.7 2.7	95.86 km 59.56 Mi	44 30 48 88 0 24	5000.00 600.0M	---	106.57
46Z ANTIGO	AD947	2	CAD WI	NR 31.4 NATIVE AMERICAN TELEVISION	66.1	255.0 75.0	97.50 km 60.58 Mi	45 8 54 89 9 0	5000.00 600.0M	---	106.57 RM8762
48Z CHIPPEWA FALLS	WBUX	2	CCP WI	DYV 280.8 ARIES TELECOMMUNICATIONS C	15.2	261.0 81.0	296.04 km 183.95 Mi	44 57 27 91 40 8	1510.00 213.0M	---	65.51 BPCT950516KE HAMSL = 519 M
48Z CHIPPEWA FALLS	WBUX	2	CLI WI	DYV 280.8 ARIES TELECOMMUNICATIONS C	10.3	259.2 79.2	291.08 km 180.87 Mi	44 53 4 91 35 4	70.80 149.0M	---	42.33 BLCT931730LJ HAMSL = 437 M
55Z WITTENBERG RESTR. 25.8KM NW	AD128	2	CAD WI	NR 95.7 SHAWANW COUNTY TELEVISION	17.9	250.4 70.4	113.61 km 70.59 Mi	45 1 56 89 18 44	5000.00 600.0M	---	106.57 RM8761